IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SEVENTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION No.3838 of 2003

Between:

Bandari Philomina d/o B.M. Dass, aged about 20 years,
R/o 7-9-256, Nallakunta, Rajiv Marg, Gadwal,

Mahaboobnagar District.

..... PETITIONER

AND

1 Board of Intermediate Education,Govt of A.P.,

Hyderabad rep by its Secretary.
2 Sri Krishna Devaraya University rep by its Registrar,

Ananthapur A.P.,
3 KVR Degree College for women, Kurnool, A.P.,

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of direction more particularly one in the nature of Writ of mandamus declaring that Uttara Madhyama (Senior Secondary Standard) Course offered by the Board of Adult Education & Training, New Delhi, is equivalent to the 2 years intermediate course offered by the 1st respondent herein and consequently declare that action of the 2nd respondent in not permitting the petitioner from appearing for the B.Sc. (Home Science) Examinations as arbitrary illegal and vioaltive of Principles of natural justice and violative of Articles 14 and 21 of Constitution of India.

Counsel for the Petitioner: MR.P.V.A.PADMANABHAM

Counsel for the Respondent No.1: GP FOR HIGHER EDUCATION

Counsel for the Respondent No.2: MR.P.SREERAMULU NAIDU, S.C. for Sri Krishna Devaraya University

Counsel for the Respondent No.3: None appeared.

The Court made the following:

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ORDER:

The petitioner claims that he passed Uttar Madhyama (A Senior Secondary Standard Examination) conducted by the Board of Adult Education and Training. Subsequently he joined the third respondent college for prosecuting B.Sc., (Home Science) and when the first year examinations are scheduled from 19.2.2003, the third respondent college informed him that the second respondent University refused to permit the petitioner to appear for the ensuing examinations on the ground that he did not possess the basic qualification and that Uttar Madhyama course is not equivalent to Intermediate course conducted by the Board of Intermediate. Therefore, he filed the present writ petition seeking a direction to the respondents to permit the petitioner to appear for the B.Sc., (Home Science) Examinations.

This Court while admitting the writ petition on 05.3.2003 no interim orders are passed.

The petitioner sought direction to the respondents grant him permission to appear for B.Sc., (Home Science) first year examinations scheduled from 19.2.2003. At this point of time, no direction can be granted in favour of the petitioner permitting him to appear for first year B.Sc., (Home Science) examination. A Division Bench of this Court in W.A. Nos.1682 and 1784 of 2002 and Batch dated 28.4.2003 has already held that Uttar Madhyam course conducted by the Board of Intermediate Education, New Delhi is not equivalent to Two-year Intermediate course of A.P. Board of Intermediate Education. Therefore, the petitioner cannot be said to be entitled to prosecute B.Sc., (Home Science).

The writ petition is accordingly dismissed.

November 17, 2004. **V.V.S. RAO, J**

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To

1 The Secretary, Board of Intermediate Education, Govt of A.P.,

Hyderabad.
2 The Registrar, Sri Krishna Devaraya University, Ananthapur, A.P.,

3 KVR Degree College for women, Kurnool, A.P.,

4 Two CCs to the G.P. for Higher Education, High Court Buildings,

Hyderabad (O.U.T)

5 Two C.D. Copies.